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OFFICE OF PETITIONS

In re Application of	:	
Abby, et al.	:	
Application No. 10/615,393	:	ON PETITION
Filed: July 9, 2003	:	
Attorney Docket No. 45268	:	

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed January 24, 2006.

The petition is **GRANTED**.

This application was held abandoned for failure to timely respond to the Office action mailed August 25, 2005. This Office action set a shortened statutory period for reply of one (1) month. According to the Office action, extensions of time were available; however, in no event could a reply be filed later than six months from the mailing date of the Office action. The Office prematurely mailed a Notice of Abandonment on December 28, 2005.

With the instant petition, Applicant has filed a reply to the August 25, 2005 Office action, made timely by obtaining a four month extension of time.

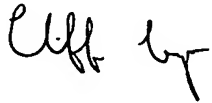
In view thereof, **THE HOLDING OF ABANDONMENT IS WITHDRAWN.**

The Notice of Abandonment is **VACATED**.

Given the basis for granting this petition, no petition fee was required, and none has been charged.

The matter is being forwarded to Group Art Unit 3634 for consideration of the Response to Restriction Requirement, filed January 24, 2006 (made timely by obtaining a four month extension of time).

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read "Cliff Congo". The signature is written in a cursive, stylized font.

Cliff Congo  
Petitions Attorney  
Office of Petitions